

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

In re: TEXTAINER PARTNERSHIP
SECURITIES LITIGATION

Master File No. C-05-00969-MMC

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING CERTAIN PRE-
CASE MANAGEMENT CONFERENCE
DEADLINES**

THIS DOCUMENT RELATES TO:
ALL ACTIONS

WHEREAS this class action lawsuit alleges a claim subject to the Private Securities
Litigation Reform Act of 1995 ("PSLRA"), 15 U.S.C. §78u-4, among other claims;

WHEREAS the PSLRA sets forth a procedure by which class members may move the
Court to serve as the lead plaintiff in the action and a procedure by which the Court is to appoint
the lead plaintiff (15 U.S.C. §78u-4(a)(3)(B));

WHEREAS two competing motions to be appointed lead plaintiff are pending before the
Court and are set for hearing on July 8, 2005;

WHEREAS the Order Setting Initial Case Management Conference, which was entered in
the *Lewis* action on March 8, 2005, includes the following deadlines which will occur prior to the
July 8, 2005 hearing regarding the competing lead plaintiff motions:

1	6/17/2005	Last day to meet and confer re initial
2		disclosures, early settlement, ADR
3	6/17/2005	process selection, and discovery plan
4		
5		Last day to file Joint ADR
6		Certification with Stipulation to ADR
7		Process or Notice of Need for ADR
8		Phone Conference
9		
10	7/01/2005	Last day to complete initial
11		disclosures or state objection in Rule
12		26(f) Report . . . and file/serve Rule
13		26(f) Report

14 WHEREAS the parties seek to avoid engaging in duplicative work prior to the
15 appointment of the lead plaintiff and lead counsel;

16 WHEREAS counsel for both lead plaintiff movants, as well as counsel for the defendants,
17 agree that these matters are best handled for plaintiffs by the Court-appointed lead plaintiff, after
18 such appointment is made;

19 WHEREAS by Order entered on June 2, 2005, the Case Management Conference has
20 been continued from July 8, 2005 to July 29, 2005 and the parties' Joint Case Management
21 Conference statement is due five Court days before the Case Management Conference;

22 Good cause appearing therefore, **IT IS HEREBY STIPULATED**, by and between the
23 parties hereto, as follows:

24 1. The deadlines referenced above are continued until after the Court has appointed a
25 lead plaintiff pursuant to the PSLRA.

26 //

27 //

28 //

29 //

30 //

31 //

32 //

33 //

34 //

35 //

2. New deadlines for these matters will be set at the Case Management Conference on July 29, 2005.

Dated: June 10, 2005

By: 

Gwendolyn R. Giblin, Esq.
GOLD BENNETT CERA & SIDENER LLP
595 Market Street, Suite 2300
San Francisco, California 94105-2835
Telephone: (415) 777-2230
Facsimile: (415) 777-5189
Email: scera@gbcslaw.com
Email: ggiblin@gbcslaw.com

- and -

Jeffrey S. Abraham, Esq.
ABRAHAM FRUCHTER & TWERSKY LLP
One Penn Plaza, Suite 2805
New York, New York 10119
Telephone: (212) 279-5050
Facsimile: (212) 279-3655
Email: Jabraham@aflaw.com

Counsel for Plaintiffs Robert Lewis and
City Partnerships, Co.

Dated: June 10, 2005

By: 

James R. Malone, Jr., Esq.
CHIMICLES & TIKELLIS LLP
One Haverford Centre
361 West Lancaster Avenue
Haverford, PA 19041
Telephone: (610) 642-8500
Facsimile: (610) 649-3633
Email: jamesmalone@chimicles.com

Counsel for Lead Plaintiff Movants
Gordon Family Trust and Warren Heller

1 Dated: June 9, 2005

By: 

Terry M. Gordon, Esq.
THE CLAUSEN LAW GROUP
1160 Brickyard Cove Road #201
Point Richmond, CA 94801
Telephone: (510) 234-5155
Facsimile: (510) 234-4578
Email: Tgordon@ClausenLawGroup.com

Counsel for the Textainer Defendants and
Defendant John A. Macaroni

2
3
4
5
6
7
8 Dated: June __, 2005

By: _____

J.D. Horton, Esq.
QUINN EMANUEL URQUHART OLIVER
& HEDGES, LLP
865 South Figueroa Street, 10th Floor
Los Angeles, CA 90017
Tel: (213) 443-3000
Fax: (213) 443-3100
Email: jdhorton@quinnemmanuel.com

Counsel for Defendant RFH, Ltd.

15 IT IS SO ORDERED.

16 Dated: June __, 2005

17
18 _____
HON. MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE
19
20
21
22
23
24
25
26
27
28

1 Dated: June __, 2005

By: _____

2 Terry M. Gordon, Esq.
3 THE CLAUSEN LAW GROUP
4 1160 Brickyard Cove Road #201
5 Point Richmond, CA 94801
6 Telephone: (510) 234-5155
7 Facsimile: (510) 234-4578
8 Email: Tgordon@ClausenLawGroup.com

Counsel for the Textainer Defendants and
Defendant John A. Maccarone

9 Dated: June 7, 2005

By: _____

10 J.D. Horton, Esq.
11 QUINN EMANUEL URQUHART OLIVER
12 & HEDGES, LLP
13 865 South Figueroa Street, 10th Floor
14 Los Angeles, CA 90017
15 Tel: (213) 443-3000
16 Fax: (213) 443-3100
17 Email: jdhorton@quinnemanuel.com

Counsel for Defendant RFH, Ltd.

18 **IT IS SO ORDERED.**

19 Dated: June 13, 2005



20 HON. MAXINE M. CHESNEY
21 UNITED STATES DISTRICT JUDGE